# THE SURREY COUNTY COUNCIL (VARIOUS ROADS IN EPSOM AND EWELL) (CONSOLIDATION AND REVOCATION OF PROHIBITION OF STOPPING OUTSIDE SCHOOLS) ORDER 2018

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#### ARRANGEMENT OF ARTICLES

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SURREY COUNTY COUNCIL ("the Council") in exercise of their powers under Sections 1(1) and 2(1) to (3) and 4(2) of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984 ("the Act") and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act hereby make the following Order:-

#### <u>PART I</u> GENERAL

#### Commencement and citation

THIS Order may be cited as "The Surrey County Council (Various Roads in Epsom and Ewell) (Consolidation and Revocation of Prohibition of Stopping Outside Schools)

Order 2018" and shall come into force on 1 March 2018

#### Interpretation

- 2 (1) In this Order the expression -
  - "agents" means any person or persons authorised by or on behalf of the Council to supervise and/or enforce any prohibition and restriction on the waiting by vehicles and/or any parking place
  - "Council" means Surrey County Council or its appointed agents
  - "enactment" means any enactment whether public general or local and includes any order byelaw rule regulation scheme or other instrument having effect by virtue of an enactment
  - "Plans" means the drawings listed in the First Schedule to this Order the drawing number of each of those drawings being given in the first column of that Schedule and which drawings are attached to this Order
  - "road" includes part of a road and has the same meaning as in Section 142 of the Act
  - "School" has the same meaning as in Article 4 of the Education Act 1996"Waiver Certificate" means a certificate issued on behalf of the Council for the purposes of Article 4(d) of this Order permitting a specified vehicle to wait in special circumstances on a length or lengths of a road or roads where the waiting of that vehicle would otherwise be restricted or prohibited
  - (2) Any reference in this Order to any enactment shall be construed as a reference to that enactment as amended applied consolidated re-enacted by or as having effect by virtue of any subsequent enactment

#### PART II

#### PROHIBITION OF STOPPING OUTSIDE SCHOOLS

#### Prohibition on vehicles stopping outside schools

NO person shall cause or permit any vehicle to stop or remain at rest on those lengths of road which are adjacent to the schools identified in the Third Schedule of this Order and which are shown on the plans at the times indicated on the plans

### Exceptions and exemptions from the prohibition on vehicles stopping outside schools

- 4 NOTHING in Article 3 of this Order shall apply to -
  - (a) any person causing or permitting a vehicle to stop or remain at rest -
    - (i) if that person is obliged to do so in order to avoid an accident
    - (ii) if that person is required to do so by law
  - (b) anything done with the permission or at the direction of a police constable in uniform
  - (c) any person who causes any vehicle to proceed in accordance with any prohibition restriction or requirement indicated by traffic signs placed by the Police pursuant to Section 66 or Section 67 of the Act
  - (d) a vehicle which is displaying in a prominent position behind the windscreen so that it is facing forwards and can be entirely and easily seen from the front of the vehicle a valid waiver certificate issued by a person duly authorised by the Council to wait in accordance with the terms and conditions prescribed by the said certificate
    - PROVIDED THAT a waiver certificate may be cancelled at any time at the sole discretion of the Council and shall thereupon immediately cease to be valid and that a notification of such cancellation shall be sent by post to the holder of the certificate at any address which the Council believes to be that person's address and the certificate shall forthwith be surrendered to the Council
- THE prohibition imposed by this Order is in addition to and not in derogation of any prohibition restriction or requirement imposed by any other enactment and any exemption or exception from the provisions of this Order is without prejudice to the provisions of any other enactment

#### PART III

#### **REVOCATIONS**

#### Revocations

WITHOUT prejudice to the validity of anything done or to any liability incurred in respect of any act or omission before the coming into force of this Order the Orders specified in the Second Schedule to this Order are hereby revoked in their entirety

## FIRST SCHEDULE LIST OF PLANS

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#### SECOND SCHEDULE

#### **LIST OF REVOCATIONS**

- 1. The Surrey County Council (Various Roads in Epsom & Ewell) (Prohibition of Stopping Outside Schools) (No.1) Order 2005
- 2. The Surrey County Council (Various Roads in Epsom & Ewell) (Prohibition of Stopping Outside Schools) (No.1) Order 2005 (Amendment No.1) Order 2005
- 3. The Surrey County Council ((Various Roads in Epsom & Ewell) (Prohibition of Stopping Outside Schools) (No.1) Order 2005 (Amendment No.2) Order 2006
- 4. The Surrey County Council (Various Roads in Epsom & Ewell) (Prohibition of Stopping Outside Schools) (No.1) Order 2005 (Amendment No.3) Order 2007
- The Surrey County Council ((Various Roads in Epsom & Ewell) (Prohibition of Stopping Outside Schools) (No.1) Order 2005 (Amendment No. 4) Order 2008
- 6. The Surrey County Council (Various Roads in Epsom & Ewell) (Prohibition of Stopping Outside Schools) (No.1) Order 2005 (Amendment No.5) Order 2009
- 7. The Surrey County Council (Various Roads in Epsom & Ewell) (Prohibition of Stopping Outside Schools) (No.1) Order 2005 (Amendment No.6) Order 2009
- The Surrey County Council (Various Roads in Epsom & Ewell) (Prohibition of Stopping Outside Schools) (No.1) Order 2005 (Amendment No.7) Order 2010
- The Surrey County Council (Various Roads in Epsom & Ewell) (Prohibition of Stopping Outside Schools) (No.1) Order 2005 (Amendment No.8) Order 2011
- The Surrey County Council (Various Roads in Epsom & Ewell) (Prohibition of Stopping Outside Schools) (No.1) Order 2005 (Amendment No.10) Order 2012
- 11. The Surrey County Council (Various Roads in Epsom & Ewell) (Prohibition of Stopping Outside Schools) (No.1) Order 2005 (Amendment No.11) Order 2013
- 12. The Surrey County Council (Various Roads in Epsom & Ewell) (Prohibition of Stopping Outside Schools) (No.1) Order 2005 (Amendment No.12) Order 2014
- 13. The Surrey County Council (Various Roads in Epsom & Ewell) (Prohibition of Stopping Outside Schools) (No.1) Order 2005 (Amendment No.13) Order 2014
- 14. The Surrey County Council (Various Roads in Epsom & Ewell) (Prohibition of Stopping Outside Schools) (No.1) Order 2005 (Amendment No.14) Order 2015
- 15. The Surrey County Council (Various Roads in Epsom & Ewell) (Prohibition of Stopping Outside Schools) (No.1) Order 2005 (Amendment No.15) Order 2016
- The Surrey County Council (Various Roads in Epsom & Ewell) (Prohibition of Stopping Outside Schools) (No.1) Order 2005 (Amendment No.16) Order 2017

#### THIRD SCHEDULE

# LIST OF SCHOOLS AND ROADS IN WHICH THE PROHIBITION OF STOPPING BY VEHICLES WILL BE STUATED

Auriol Junior School	Vale Road, Stoneleigh
Blenheim High School	Longmead Road, Epsom
Cuddington Community Primary School	Salisbury Road, Worcester Park
Cuddington Croft Primary School	West Drive, Cheam
Danetree Junior School	Danetree Road, West Ewell
Ewell Castle Junior School	Spring Street, Ewell
Kingswood House School	West Hill Avenue, Epsom
Linden Bridge School	Grafton Road, Worcester Park
Non Such Primary School	Chadacre Road, Stoneleigh
Riverview C of E Primary School and	Riverview Road, West Ewell
Nursery	
Sparrow Farm Community Junior School	Sparrow Farm Road, Stoneleigh
St Christopher School	Downs Road, Epsom
St Joseph's Catholic School	West Street, Epsom
St Martin's C of E Infant School	Worple Road, Epsom
Stamford Green County Primary School	Christ Church Mount, Epsom
The Mead Infant School	Newbury Gardens, Ewell
The Vale Primary School	Beaconsfield Road, Langley Vale
Wallace Fields Infant School	Wallace Fields, Epsom
West Ewell Infant School	Pams Way, Ewell

Executed as a Deed by Surrey County Council on 14 February 2018

EXECUTED AS A DEED by )

Affixing THE COMMON SEAL of )

SURREY COUNTY COUNCIL )

in the presence of and attested by: )



Charley O. Share Suthorised Signatory

#### **DATE: 14 FEBRUARY 2018**

#### SURREY COUNTY COUNCIL

No. IN SEALING 21129

ORDERED TO
BE SEALED
EPSOM AND EWELL LOCAL
COMMITTEE
ITEM 9 - 6 March 2017
ITEM 11 - 19 June 2017
CABINET MEMBER FOR HIGHWAYS
7 June 2017

ROAD TRAFFIC REGULATION ACT 1984 SECTIONS 1(1) AND 2(1) TO (3) AND 4(2) AND PART IV OF SCHEDULE 9

THE SURREY COUNTY COUNCIL
(VARIOUS ROADS IN EPSOM AND
EWELL)
(CONSOLIDATION AND REVOCATION OF
PROHIBITION OF STOPPING OUTSIDE
SCHOOLS) ORDER 2018